

## MEMORANDUM

Agenda Item No. 11(A)(14)

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

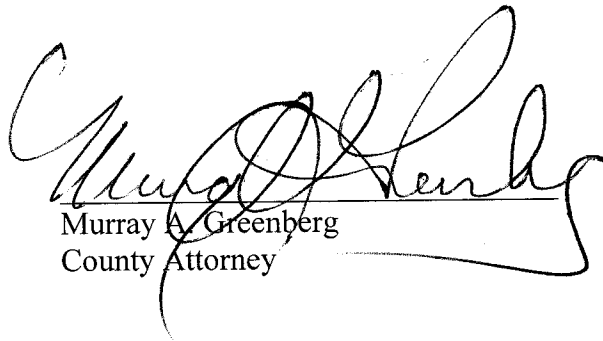
**DATE:** October 18, 2005

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Resolution Retroactively  
Authorizing In-Kind Services  
From the Park and Recreation  
Department for Aspira of Florida,  
Inc.'s August 20, 2005 Roberto  
Clemente Day Celebration

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The accompanying resolution was prepared and placed on the agenda at the request of  
Dr. Barbara Carey-Shuler.



Murray A. Greenberg  
County Attorney

MAG/dc



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** October 18, 2005

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(14)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☒ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(14)  
10-18-05

RESOLUTION NO. \_\_\_\_\_

RESOLUTION RETROACTIVELY APPROVING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR ASPIRA OF FLORIDA, INC.'S AUGUST 20, 2005 ROBERTO CLEMENTE DAY CELEBRATION IN AN AMOUNT NOT TO EXCEED \$966 TO BE FUNDED FROM THE DISTRICT 3 IN-KIND RESERVE FUND

**WHEREAS**, Aspira of Florida, Inc. has requested in-kind services from the Miami-Dade Park and Recreation Department for its August 20, 2005 Roberto Clemente Day Celebration in an amount not to exceed \$966 (see attached Fee Waiver/In-Kind Service Application); and

**WHEREAS**, this event is a district event and the in-kind services shall be funded from the District 3 In-kind Reserve Fund,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board retroactively authorizes the in-kind services from the Miami-Dade Park and Recreation Department for Aspira of Florida, Inc.'s August 20, 2005 Roberto Clemente Day Celebration in an amount not to exceed \$966 to be funded from the District 3 In-kind Reserve Fund.

The foregoing resolution was sponsored by Dr. Barbara Carey-Shuler and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman  
Dennis C. Moss, Vice-Chairman

Bruno A. Barreiro  
Jose "Pepe" Diaz  
Sally A. Heyman  
Dorrin D. Rolle  
Katy Sorenson  
Sen. Javier D. Souto

Dr. Barbara Carey-Shuler  
Carlos A. Gimenez  
Barbara J. Jordan  
Natacha Seijas  
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 18<sup>th</sup> day of October, 2005. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Diamela Del Castillo

DDC

**MIAMI-DADE COUNTY  
FEE WAIVER/IN-KIND SERVICES APPLICATION**

COUNTY FEE WAIVERS OR IN-KIND SERVICES REQUESTED THROUGH THIS PROCESS ARE NOT EFFECTIVE UNTIL APPROVED BY ACTION OF THE BOARD OF COUNTY COMMISSIONERS PURSUANT TO THE MIAMI-DADE COUNTY HOME RULE CHARTER

Please complete the following form and submit completed form along with requested materials, if applicable, to:

Special Events Staff  
Communications Department  
111 N.W. 1st Street, Suite 2510  
Miami, FL 33128

Phone: (305) 375-2836  
Fax: (305) 375-3968

Type of Event/Application (select one of the following):

- ☐ District Event - Event of minimal impact related to specific commission district (Complete questions 1-7, sign and date; copy will be submitted to the appropriate District Commissioner within two days of receipt of application.)
- ☐ Small Event - Event of minimal impact not necessarily related to a specific commission district. (Complete questions 1-7, sign and date.)
- ☐ Special Event - Event with expected attendance of less than 5,000 with localized impact limited to an individual community or municipality (Complete questions 1-12, sign, date and submit form no later than 60 days prior to event date.)
- ☐ Major Event - Large Event with expected attendance of over 5,000 or significant probability of protests, controversy, violence or vandalism (Complete questions 1-12, sign, date and submit form no later than 120 days prior to event date.)

1. Full legal name of the requesting organization: Aspira of FL Inc.

2. Applicant Status: (Select one of the choices below)

- ☒ Not-For-Profit or Tax Exempt ☐ Local Government or Public Entity
- ☐ For-Profit
- ☐ County Sponsored Event/Sponsoring Department \_\_\_\_\_
- ☐ Other (specify): \_\_\_\_\_

3. Name and contact information for single point of contact (address, phone, fax, e-mail address, etc.):  
Fernando Colon, 3650 N. Miami Ave, FCOLON@FL.Aspira.org  
305-576-8494 C: 305-205-5866

4. Specify fee waiver or in-kind service requested (quantity, if applicable):  
Fee Waived. Ten Shows Mobile

5. Name, date of event, description, and purpose of the event (if event is a fund-raiser, define the beneficiaries):  
Roberto Clemente Day Celebration, Saturday August 20th 2005  
From 11:AM To 4:PM - Need Show Mobile Set up by 9:AM

6. Please select ALL that apply to event:

- ☐ Economic Development: Event supports vitality or growth of the local economy
- ☒ Youth/Education: Event benefits youth of any age and/or offers educational benefits
- ☐ Health and Social Services: Event supports health-related causes and/or social programs or institutions that improve quality of life within the community
- ☒ Arts and Culture: Event supports music, theatre, literature, art or culture
- ☐ Environmental: Event benefits environmental concerns or promotes conservation
- ☒ Sports and Athletics: Event supports/promotes organized sports or recreational participation

7. Physical address of event venues (please specify Commission District(s)):  
Roberto Clemente Park, in Wynwood  
101 NW 34 ST.

MIAMI-DADE COUNTY  
FEE WAIVER/KIND SERVICES APPLICATION

8. Description of regional or local impact: Impact Community Enhancement  
event where the residents and organizations  
are the ones organizing the event more than  
400 anticipated.
9. Daily/hourly event schedule, including set-up and breakdown schedule (attach event calendar, if applicable):  
Set up time 9:00 AM, activity will be from  
11:00 AM to 4:00 PM
10. Detailed description of event venues (map or schematic of event venues, access points, surrounding roadways and traffic flow diagrams, if applicable):  
NA
11. Expected number of participants and estimated attendance (per day, if applicable): 400
12. Itemized budget, including total event budget, total budget of host organization, if applicable, and total commitment of resources (attach additional pages as needed):  
NA

I hereby certify that all the statements made in this application are true and correct.

Gerardo Colon  
Signature of Authorized Representative

8/16/05  
Date



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Consolidated

Issued For

**Certificate of Exemption**

Chapter 212, Florida Statutes

DR  
FL 18

23-08-326882-60C	1/2	12/21/05	ORG BENEFITTING MINORS
Certificate Number	Exemption Code	Expiration Date	Exemption Category

This certifies that

ASPIRA OF FLORIDA INC  
3850 N MIAMI AVE  
MIAMI FL 33127-3113

is exempt from the payment of Florida sales and use tax on real property rented, transient rental property rented, tangible personal property purchased or rented, or services purchased.

**Important Information for Exempt Organizations**DR  
FL 101


1. You must provide all vendors and suppliers with an exemption certificate before making tax-exempt purchases. See Rule 12A-1.039, Florida Administrative Code (FAC), or request Form DR-97, Suggested Format for Blanket Certificate of Exemption.
2. Your Consumer's Certificate of Exemption is to be used solely by your organization for your organization's customary nonprofit activities.
3. Your organization's purchases will or may be exempt when a signed exemption certificate is presented to the seller and payment is made directly by your organization.
4. Purchases made by an individual on behalf of the organization are taxable, even if the individual will be reimbursed by the organization.
5. This exemption applies only to purchases your organization makes. The sale or lease to others by your organization of tangible personal property, sleeping accommodations or other real property is taxable. Your organization must register, and collect and remit sales and use tax on such taxable transactions. Note: Churches are exempt from this requirement except when they are the lessor of real property (Rule 12A-1.070, FAC).
6. It is a criminal offense to fraudulently present this certificate to evade the payment of sales tax. Under no circumstances should this certificate be used for the personal benefit of any individual. Violators will be liable for payment of the sales tax plus a penalty of 200% of the tax, and may be subject to conviction of a third degree felony. Any violation will necessitate the revocation of this certificate.
7. If you have questions regarding your exemption certificate, please contact the Exemption Unit of Central Registration, at 850-487-4130. The mailing address is 5050 West Tennessee Street, Tallahassee, FL 32399-0100.

# Memorandum

MIAMI-DADE  
COUNTY

**Date:** October 18, 2005

**To:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**From:** George M. Burgess  
County Manager 

**Subject:** District Specific In-Kind Reserve Request Recommendation

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The Office of Strategic Business Management (OSBM) has reviewed the attached in-kind request and recommends for the item to move forward to the Board of County Commissioners for consideration. The district specific in-kind reserve balance allows for the funding of this request.

## Background

A retroactive waiver for in-kind services is being requested by a not-for-profit organization Aspira of Florida, Inc. for their Roberto Celemente Day Celebration held on August 20, 2005.

In-kind services have been requested in the amount of \$966 from the Park and Recreation Department for use of the show mobile. This event will be funded from District 3's district specific in-kind reserve.

In FY 2004-05 the Aspira of South Florida received \$716 in in-kind services for their annual Puerto Rican festival.

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